

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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THEMIS CAPITAL, LLC and
DES MOINES INVESTMENTS LTD.,

Plaintiffs,

v.

DEMOCRATIC REPUBLIC OF CONGO
and CENTRAL BANK OF THE
DEMOCRATIC REPUBLIC OF THE
CONGO,

Defendants.
-----X

No. 09 Civ. 1652 (PAE)

NOTICE OF DEFENDANTS' MOTION FOR LEAVE TO AMEND ANSWER

PLEASE TAKE NOTICE THAT, upon all prior pleadings and proceedings heretofore had in this action, the accompanying memorandum of law, and Declaration of Sara Z. Moghadam and the exhibits thereto, Defendants Democratic Republic of the Congo and the Central Bank of the Democratic Republic of the Congo, will move this Court by means of their undersigned attorneys before the Honorable Paul A. Engelmayer, United States District Court Judge, United States Courthouse, Room 18C, 500 Pearl Street, New York, New York 10007, at a date and time to be determined by the Court, for the entry of an Order, pursuant to Rule 15(a)(2) of the Federal Rules of Civil Procedure, granting Defendants leave to amend the answer previously filed in this case (Dkt. 70). Answering papers, if any, should be served on the undersigned in accordance with applicable Federal and Local Rules and the Individual Practices of this Court.

Dated: March 1, 2013

By: /s/ Douglas W. Mateyaschuk

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CERTIFICATE OF SERVICE

I hereby certify that on this 1st day of March, 2013, I electronically filed the foregoing Notice of Defendants' Motion for Leave to Amend Answer, Memorandum of Law in Support of Defendants' Motion for Leave to Amend Answer and Declaration of Sara Z. Moghadam in Support of Defendants' Motion for Leave to Amend Answer using the CM/ECF system, which will send notification of such filing to the counsel of record in this matter who are registered on the CM/ECF.

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